

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jen, et al.	Examiner: Davidson, D.
Serial No.: 10/077,390	Group Art Unit: 2651
Filed: February 15, 2002	Docket: SJO920010053US1 (2004300-0506-B-DWL)
Title: METHOD AND APPARATUS FOR PREDICTING WRITE FAILURE RESULTING FROM FLYING HEIGHT MODULATION	

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted electronically to the U.S. Patent and Trademark Office on
October 1, 2007.

By: /David W. Lynch/

Name: David W. Lynch

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

A Petition under 37 C.F.R. § 1.81 To Withdraw Holding Of Abandonment, a copy of Transmittal, Submission of Formal Drawings, Proposed Drawing changes, Corrected Formal Drawing for Fig. 4, Redline Drawing for Fig. 4, and a return postcard was filed with the U.S. Patent and Trademark Office on February 20, 2006. The U.S. Patent and Trademark Office received these documents on February 23, 2006 and mailed the return postcard confirming the documents were received.

A scanned copy of the stamped returned postcard and Petition under 37 C.F.R. § 1.81 To Withdraw Holding of Abandonment filed on February 20, 2006 are included in this transmittal for the purpose of verification. The U.S. Patent and Trademark Office PAIR file-wrapper was reviewed for confirmation that the said action has been recorded. It has been 18 months since the request and PAIR is not showing documents received or recorded by the U.S. Patent and Trademark Office.

We respectfully request a status of the Holding of Abandonment filed on February 20, 2006. If a telephone conference is needed please contact Attorney for Applicant, David W. Lynch, at 865-273-2130.

Respectfully submitted,

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
865-273-2130

By: /David W. Lynch/
Name: David W. Lynch
Reg. No.: 36,204

DWLynch

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Jen et al.	Examiner:	Davidson, D.
Serial No.:	10/077,390	Group Art Unit:	2651
Filed:	February 15, 2002	Docket No.	SJO920010053US1 (2004300-0506-B-DWL)

Title: METHOD AND APPARATUS FOR PREDICTING WRITE FAILURE
RESULTING FROM FLYING HEIGHT MODULATION

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 20, 2006.

By


David W. Lynch

**PETITION UNDER 37 C.F.R. § 1.181
TO WITHDRAW HOLDING OF ABANDONMENT**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants' Attorney of Record has received a Notice of Abandonment stating that corrected drawings in response to the Notice of Allowance mailed on September 2, 2005 were not received. Applicants respectfully submit that the Notice of Abandonment was issued in error due to the fact that the request for corrected drawings was in error. Applicants submitted formal drawings and a proposed drawing change on July 3, 2002. Said documents were received by the U.S. Patent and Trademark Office on July 10, 2002. A copy of the documents from the PAIR system are enclosed evidencing the receipt of the said documents on July 10, 2002. Applicants' attorney informed the Examiner of the error on November 30, 2005 via voicemail when Applicants' attorney was reviewing the file.

It is believed that this petition is timely filed under 37 C.F.R. §1.181(f), since Applicants are responding within two month of becoming aware that the case had become abandoned.

For the above-stated reasons, Applicants respectfully request that the Holding of Abandonment be withdrawn and the application be reinstated for issuance.

If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Attorney for Applicant, David W. Lynch, at 423-757-0264.

Respectfully submitted,

Chambliss, Bahner and Stophel
1000 Tallan Building
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Chattanooga, TN 37402
423-757-0264

By: 

Name: David W. Lynch

Reg. No.: 36,204

